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OFFICE OF PETITIONS

In re Patent No. 6,787,319 :
Issued September 9, 2004 :
Application No. 09/852,100 :
Filed: May 9, 2001 :
Attorney Docket Number: AHP98126P2 :

ON PETITION

This is a decision on the petition, filed June 27, 2005, under 37 CFR 1.183, which is being treated as a request under 37 CFR 3.81(b)¹ to correct the assignee's name the front of the Patent.

The petition is **GRANTED**.

Petitioner states that the correct assignee's name is Wyeth and that the incorrect assignee's name was unintentionally included on the Fee(s) Transmittal form PTOL-85(b) at the time of payment of the issue fee. Accordingly, petitioner requests that a certificate of correction be issued to reflect the correct assignee on the front page of the Letters Patent.

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter.

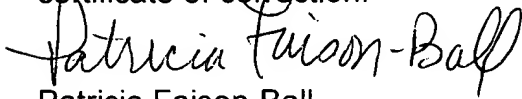
The request was accompanied by a certificate of correction (and fee) as required by 3.81(b). Further, Office assignment records reflect that Wyeth is the assignee of record. Accordingly, as the request complies with the provisions of 37 CFR 3.81(b), it would be appropriate for a certificate of correction to issue.

¹ See Official Gazette of June 22, 2004

Petitioner's deposit account no. 19-2380 was charged \$400.00 for the petition pursuant to 37 CFR 1.17(f) as effective December 8, 2004, the fee was increased from \$130.00 to \$400.00.

Inquiries concerning this decision should be directed to the undersigned at (571) 272-3212. Any questions concerning the issuance of a certificate of correction should be directed to the Certificates of Correction Branch at (703) 305-8309.

This matter is being referred to the Certificates of Correction Branch for issuance of a certificate of correction.

A handwritten signature in black ink, reading "Patricia Faison-Ball". The signature is written in a cursive, flowing style.

Patricia Faison-Ball
Senior Petitions Attorney
Office of Petitions